



IN THE U.S. PATENT AND TRADEMARK OFFICE

DECLARATION AND POWER OF ATTORNEY

ATT. DOCKET NO.  
11957/62

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name,

I believe I am an original, first, and sole inventor of the subject matter that is claimed and for which a patent is sought on the invention entitled **COMPOSITION AND METHOD FOR LOWERING RISK FACTORS OF CARDIOVASCULAR DISEASES**, the specification of which was filed on January 26, 2004 under U.S. Application No. 10/765,236.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a) including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT International filing date of the continuation-in-part application.

PRIOR FOREIGN APPLICATION(S)

I hereby claim foreign priority benefits under Title 35, United States Code, § 119(a)-(d) or §365(b) of any foreign application(s) for patent or inventor's certificate, or §365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed:

| COUNTRY | APPLICATION NUMBER | DATE OF FILING<br>(day, month, year) | DATE OF ISSUE<br>(day, month, year) | PRIORITY CLAIMED<br>UNDER 35 U.S.C.<br>§ 119 |
|---------|--------------------|--------------------------------------|-------------------------------------|--|
| NONE    |                    |                                      |                                     |  |

PRIOR UNITED STATES APPLICATION(S)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or §365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

| APPLICATION NUMBER | FILING DATE<br>(day, month, year) | STATUS<br>(i.e. Patented, Pending, Abandoned) |
|--------------------|-----------------------------------|---|
| 09/970,609         | October 3, 2001                   |   |

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorneys:

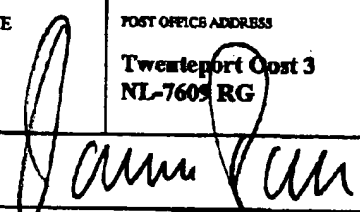
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I declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful statements may jeopardize the validity of the application or any patent issuing thereon.

|                                    |   |   |   |
|------------------------------------|---|---|---|
| <b>FULL NAME OF INVENTOR</b>       | <b>FAMILY NAME</b><br><b>RATH</b>   | <b>FIRST GIVEN NAME</b><br><b>Matthias</b>            | <b>SECOND GIVEN NAME</b>                                  |
| <b>RESIDENCE &amp; CITIZENSHIP</b> | <b>CITY</b><br><b>Almelo</b>  | <b>STATE OR FOREIGN COUNTRY</b><br><b>Netherlands</b> | <b>COUNTRY OF CITIZENSHIP</b><br><b>NL DE #2</b>          |
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| <b>Signature</b>                   |  |   | <b>Date</b> <b>Jun 30, 2004</b>                           |